

GOVERNMENT OF ANDHRA PRADESH  
ABSTRACT

Police – Objections of Sri K.V.Narayana and other Sub-Inspectors (Civil) of 1991 Batch of Guntur Range, on fixation of the seniority of Sri M.Hanumantha Rao, Sub-Inspector of Police, Guntur Range, from 16.03.1991 – Considered - Orders - issued.

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HOME (SERVICES.II) DEPARTMENT

G.O.Rt.No 1792

Dated 19.10.2009  
Read the following:

- 1) From Sri T.Prabhakar and 19 other Civil S.I.s of 1991Batch, petition dated 07.11.2007.
- 2) Govt. Memo.No.34586/Ser.II/A1/2007, Home, dated 22.11.2007.
- 3) From Sri K.V.Narayana and 6 other Civil S.I.s of 1991Batch, petition dated 08.05.2008.
- 4) Govt. Memo.No.34586/Ser.II/A2/2007-2, Home, dated 9.5.2008.
- 5) From Sri K.V.Narayana and other S.I. of 1991Batch, petition dated 02.06.2008.
- 6) Govt. Memo.No.34586/Ser.II/A2/2007-3, Home, dated 6.6.2008.
- 7) From Sri K.V.Narayana and 6 other S.I.s of 1991Batch, petition dated 12.6.2008.
- 8) Govt. Memo.No.34586/Ser.II/A2/2007-4, Home, dated 23.6.2008.
- 9) From the Director General of Police, Andhra Pradesh, Hyderabad, Lr.Rc.No.572/E1/2008, dated 18.6.2008.
- 10) Govt. Memo.No.34586/Ser.II/A2/2007-5, Home, dated 06.01.2009.
- 11) From the Director General of Police, Andhra Pradesh, Hyderabad, Lr.Rc.No.572/E1/2008, dated 02.04.2009.
- 12) Sri M.Hanumantha Rao, Inspector of Police, petition dated Nil.

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In the references 1<sup>st</sup>, 3<sup>rd</sup>, 5<sup>th</sup>, and 7<sup>th</sup> read above, certain Sub-Inspectors (Civil) of 1991 Batch of Guntur Range, have raised objections regarding the fixation of seniority of Sri M.Hanumantha Rao, Sub-Inspector of Police, Guntur Range, from 16.03.1991.

2. In the reference 9<sup>th</sup> read above, the Director General of Police, Andhra Pradesh, Hyderabad, has informed that Sri M.Hanumantha Rao, was selected for the post of Reserve Sub-Inspector (A.P.S.P.) and appointed on 16.3.1991. Subsequently he was selected as Reserve Sub-Inspector (A.R.) and joined on 18.7.1991. Later he was appointed to the post of S.I. of Police (Civil) by transfer from the Reserve Sub-Inspector (A.R.) on 18.1.1998. The Hon'ble High Court in its judgement dated 15.6.2001 in WP No.2120/2000 and batch cases filed by Reserve Sub-Inspectors declared that orders issued in G.O.Ms.No.188, Home (Pol.C) Department, dated 30.6.1999 is invalid and the seniority of the Sub-Inspectors (Civil) who were appointed on transfer from Reserve Sub-Inspectors of A.R./A.P.S.P. has to be reckoned from the initial appointment in accordance with Rule 15 (c) of AP Police Subordinate Service Rules. Accordingly, instructions were issued in his office Memo.Rc.No.419/E1/2007, dated 10.5.2007 to the Inspector General of Police, Guntur Range. Hence, the contention of the petitioners is not legally sustainable and no further action needs to be taken on the representation of Sri KV Narayana and other Sub-Inspectors of 1991.

3. In the reference 10<sup>th</sup> read above, the Director General of Police, Andhra Pradesh, Hyderabad, was requested to re-examine the entire matter and furnish his detailed report.

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4. In the reference 11<sup>th</sup> read above, the Director General of Police, Andhra Pradesh, Hyderabad, has informed that the report furnished vide his letter 9<sup>th</sup> read above holds good.

5. After careful examination of the entire matter, with the available material, Government have observed that Sri M.Hanumantha Rao, was selected for the post of Reserve Sub-Inspector (A.P.S.P.) on 16.3.1991. Subsequently, he was selected as Reserve Sub-Inspector (Armed Reserve) through a fresh notification and joined for the basic training on 22.7.1991 by leaving his previous post (i.e. R.S.I. (APSP) ). Later-on, in the year 1998 he was transferred to the post of Sub-Inspector (Civil) under 5% conversion quota. Hence, his seniority shall be fixed from the date of his first appointment in the category of Reserve Sub-Inspector (Armed Reserve) from which only he has been converted as Sub-Inspector, Civil i.e. with effect from 22.7.1991, and not from the date of his appointment as Reserve Sub-Inspector (A.P.S.P.) i.e. from 16.3.1991. Hence, the orders of the Director General of Police, Andhra Pradesh, Hyderabad, in Rc.No.419/E1/2007, dated 10.5.2007 are not in conformity with the rule 15 (a) read with 15 (c) of the A.P.Police Sub-ordinate Service rules and are also against the judgement of the Hon'ble High Court of Andhra Pradesh rendered in WP No.19618/2005, dated 1.3.2007 and WP No.2120/2000.

6. Therefore, Government hereby cancel the proceedings Rc.No.419/E1/2007, dated 10.05.2007 of the Director General of Police, Andhra Pradesh, Hyderabad, and the consequent proceedings C.No.1103/A1/2007, dated 16.06.2007 of the Inspector General of Police, Guntur Range.

7. The Director General of Police, Andhra Pradesh, Hyderabad, is requested to take necessary action for fixing the seniority of Sri M.Hanumantha Rao, Sub-Inspector of Police, Guntur Range, with effect from 22.07.1991, i.e. from the date of his appointment in the Armed Reserve as Reserve Sub-Inspector, duly following the procedure as per rules, subject to the outcome of the S.L.P. pending before the Hon'ble Supreme Court of India.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

P.GAUTAM KUMAR  
PRINCIPAL SECRETARY TO GOVERNMENT

To  
The Director General of Police, Andhra Pradesh, Hyderabad.  
Copy to  
The Inspector General of Police, Guntur Range, Guntur.  
The petitioners (through the Director General of Police, Andhra Pradesh, Hyderabad)  
S.C./ S.F.

// FORWARDED : : BY ORDER //

SECTION OFFICER